

AUG 28 2007

PATENT
IN THE UNITED STATES
PATENT AND TRADEMARK OFFICE

APPLICANT(S): Bernardi et al.
SERIAL NO.: 09/854,172
FILING DATE: 05/11/2001
TITLE: AUTO-ADJUST NOISE CANCELING MICROPHONE WITH
POSITION SENSOR
EXAMINER: Briney III, Walter
GROUP ART UNIT: 2615
ATTY. DKT. NO.: 01-6052

CERTIFICATE OF FACSIMILE

I hereby certify that this correspondence, including the enclosures identified below, is being transmitted on the date shown below via facsimile to: Commissioner for Patents at the facsimile number 571-273-8300

Dated: 8/28/07

By: [Signature]
Michael Rodriguez

**REQUESTING WITHDRAWAL OF THE HOLDING OF ABANDONMENT
UNDER 37 CFR 1.181**

SIR:

In response to the Notice of Abandonment dated August 17, 2007 regarding failure to timely pay the required issue fee for the above mentioned patent application, applicants respectfully request the withdrawal of the holding of abandonment under 37 CFR 1.181 due to the fact the Notice of Allowance was never received by applicants. As the attorney for the applicants, I confirm that the Notice of Allowance was not received

and attest to the fact that a search of the file jacket and docket records indicates that the

Notice of Allowance was not received. Enclosed are the following:

- 1) a copy of the docket record where the nonreceived Notice of Allowance
would have been entered had it been received and docketed;

Respectfully submitted,
Bernardi et al.

Dated: 8/28/07

By: Michael Rodriguez
Michael Rodriguez, Reg. No.:
53,528
Plantronics, Inc.
365 Encinal Street
Santa Cruz, Ca 95060
Tel.: (831) 458-7758
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New	Copy	Search	Save	Print	Delete	Undo	Exit
Case Number: 01-6052							
Division: Call Center Office Division							
Filed: [Redacted]							
PLT: Plantronics Inc.							
F&W: [Redacted]							
AUTO-ADJUST NOISE CANCELING MICROPHONE WITH POSITION SENSOR							
United States of America: [Redacted]							
Inventor(s): Bernardi, Robert J.							
Burson, Steven F.							
Gallbach, Lawrence							
Woo, Kwangse (Allen) A.							
Roblauthi, James F.							
Date of Invention: 03-Jun-2002							
Date of Update: 05-Aug-2004							

News	Copy	Search	Save	Print	Delete	Undo	Exit
Case Number: 01-6052							
Division: CCOD							
Call Center Office Division							
Application: Pending							
Status: Pending							
Filing Date: 11 May 2001							
Patent Number: 09854172							
Issued Date: 05 Aug 2004							
Created Date: 05 Jun 2002							
User: ch-youngc							

New	Copy	Search	Save	Print	Delete	Undo
Case Number: 01-6052		Country: US		Sub Case:		
Division: Call Center Office Division I		United States of America				
Case Type: CIP		Status: Pending				
Applicant: 09/854,172		Filing Date: 11-May-2001				
Publication:		Publication:				
Patent:		Patent:				
Parent Patent:		Parent Patent:				
Max Schedule:		Max Schedule:				
Continuation:		Continuation:				
Agent: JK		Agent Reference:				
Invention N		Generate Letter				
Date Created: 03-Jun-2002		Last Update: 13-Jun-2002				

New	Copy	Search	Save	Print	Delete	Undo
Case Number: 01-6052		Country: US		Sub Case:		
Office: Office Division		United States of America				
Display: <input type="radio"/> Outstanding Actions Only <input type="radio"/> All Actions						
4 Action(s) Due		Due Date		Indicator		
Information Disclosure Stmt		17-Aug-2004		Due Date		
Foreign Filing Reminder		11-Nov-2001		Reminder		
Foreign Filing Due		11-May-2002		Due Date		
US 3 Month Off Follow Up Date		29-Jun-2007		Due Date		
Linker		Date Created: 03-Jun-2002		Last Modified		
Go To		Invention		Generate Letter		